



RECEIVED 2-22-03
FEB 20 2003
TECH CENTER 1600/2315
4C3
2-27-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1617
Examiner: Wegman, E
Inventors: Isa Odidi and Amina Odidi
Serial No.: 09/166,701
Filed: October 5, 1998
Title: Controlled Release Pharmaceutical Delivery Device and Process
For Preparation Thereof

February 10, 2003

Amendment and Response

The Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

This is responsive to the Office Action dated January 8, 2003, in the above-referenced application in which the Examiner held our previous response dated August 27, 2002, unresponsive for not indicating the changes made in amended claim 33.

The Applicants do not believe any fees are due. However, the Commissioner is authorized to charge any underpayments, or credit any overpayments, to our Deposit Account No. 06-1448. Please consider the following amendments and remarks:

In the claims

Please amend the claims as follows:

- 01
1. **(thrice amended)** A controlled release pharmaceutical delivery device which provides sustained or pulsatile delivery of a selected pharmaceutically active substance for a predetermined period of time, said device comprising;
 - about 1-50% by weight polymers of acrylic acid crosslinked with polyalkenyl alcohols or divinyl alcohol;
 - about 1 to 75% by weight of a mixture of hydroxyethyl cellulose and hydroxypropyl methylcellulose;
 - about 0<10% by weight talc; and
 - about 0<10% by weight magnesium stearate;